

THE CHANUTE TIMES

\$1.00 PER YEAR.

CHANUTE, NEOSHO COUNTY, KANSAS, FRIDAY, MARCH 1 1912.

VOL. 40; NO. 24

McCune Drug Store, Wall Paper, House, Barn and Carriage Paints. Phone 828, Street No. 111 W. Main

Instruct Railroads To Make Refund

Commerce Commission Upholds Claim of Chanute Refining Company.

L. L. Marcell has received word that the Interstate Commerce Commission has ordered that the Santa Fe, C. B. & Q. and Missouri Pacific railroads make reparation for freight overcharges on oil shipped by the Chanute Refining Co. from Chanute to Falls City, Nebraska. A total of \$722.08 is the amount which the railroads are instructed to refund. The contention made by Mr. Marcell when he appeared before the commission at Cleveland, Ohio, on August 4, 1911 was that the railroads were not justified in increasing the rate on oil shipments from Chanute to Nebraska points from 17 to 22 cents per hundred. In its finding the Commission not only ordered the refund but established 22 cents as the permanent rate between Chanute and Falls City.

The claim just allowed strengthens the case which the Refining Co. has filed for reparation and refund of charges on shipments between Chanute and Beatrice, Nebr. This claim was also presented to the commission at Cleveland by Mr. Marcell in person. This latter hearing was on December 4, 1911 and action on the same is not expected for about 90 days.

NO EXTRA POLICE FOR SATURDAYS

Mayor Beach's report that complaints were being made to him of persons who are peddling apples about the city and not giving proper legal weight was disposed of by the council Monday by the suggestion of Freeman as well as that of the Mayor himself that these complainants should be willing to file charges if they desire the authorities to have ground for legal action.

The Mayor also reported the request of Barney Thielens that the city appoint an extra policeman to protect the farmers from depredations on Saturday afternoons. As chairman of the police committee Freeman stated that such action would be useless as the city could not afford to hire more than one man and that he would stand only one chance out of a hundred of catching the culprits. Mayor Beach thought an officer in citizen's garb might do the work but the council took no action.

FINED FOR STEALING RIDES

John West who gives his home as Iola entered a plea of guilty in police court Saturday to the charge of jumping on and off trains as filed against him by special officer Whitehead of the Santa Fe who arrested him Friday night. The boy had been trying to get home from Collinsville, Okla. When assessed \$7 and costs by Judge Wilfong West said he would rather work it out than to notify his mother that he had been put in jail.

FOUR COUNTY FAIR MEETING

The directors of the 4 county fair met last Saturday and decided to hold the fair Sept. 10, 11, 12, and 13. They say they will have the biggest fair ever. There is no reason why we should not have a big fair and a profitable one if there can be an all pull together effort.

FARMER KILLED VALUABLE DOG

A valuable bulldog belonging to John Camac mistook the buggy of O. E. Rowland, who lives four and a half miles north of Chanute, for that of his master Saturday afternoon and thereby got into trouble which resulted in its death. The buggies were hitched near together on South Highland just south of Main street. When Rowland put a package in his own buggy about 5 o'clock in the afternoon preparatory to driving home he found the dog in possession.

Stories of the incident do not agree as to whether the dog showed fight or whether Rowland's attack on it was entirely without provocation. It seems certain however that without attempting to remove the dog peacefully he secured a bar of iron from the Ahrling blacksmith shop and struck the dog a blow which crushed its skull and broke its back.

Chief Swartz in the police office heard the disturbance, and with Patrolman Irwin promptly went to the street. The officers seeing that there was no chance for the dog to recover from the blow, dragged the animal to the rear of the city hall where a shot put it out of its misery. Mr. Camac considered his dog an excellent watch dog and was much put out at Rowland's hasty and extreme action.

COST OF SCHOOL BOOKS

E. T. Fairchild, state superintendent of public instruction, has just made public a report from data secured from a state wide inquiry, which states that the actual total cost of all school books used in all the graded and high schools of the state was \$302,497.81 each year. The report was secured by the direction of Governor Stubbs on account of the numerous complaints about the cost of school text books.

The total figure means that the average cost to the pupils is only seventy-six cents a year for school books. The average cost of books per pupil for graded schools in second class cities is given as 89 cents and for the high schools in the same an average of \$2.99. This makes an average of \$1.90 for pupils in cities of the class of Chanute. The estimate made by Prof. Hughes was an average of \$2 for each pupil.

RELATIVES OF ELOPING GROOM LIVE HERE

C. B. Amyx and other Chanute citizens formerly of Kentucky had more than a passing interest in the story in the metropolitan dailies of Monday telling of a \$200 reward offered by R. T. McLin of Hazle Green Ky for the capture of his 17 year old daughter, Mollie Belle McLin, still "unmarried." Oliver Kash, the offending man, who eloped with Miss McLin is a cousin of Mrs. I. N. Phipps and Mrs. C. B. Amyx and is the cashier of the H. Ziegler bank. Mr. Amyx believes that the only reason for the parental objection to the marriage is the youth of the bride, whom he well remembers as a young girl whom he would not have thought to be even as much as 17 years old at this time. Mr. Kash himself is only 21 years of age.

CITY OFFICER TO ERIE

City Cashier Roberts went to Erie Tuesday morning to be a witness in the district court when the cases involving the validity of Chanute's road tax ordinance should be brought before Judge Finley. The matter was brought before the council last night by Nation who recommended that a representative of the city office be in district court when the appeals of Dr. J. J. Means and John Allison from the verdict of police court should come up. The council thought it well for Mr. Roberts to be present with the city books to certify that the road taxes had not been paid.

Resolutions Read But Not Voted On

School Board Postponed Decision on Request for Bond Issue Election.

A resolution looking toward the holding of an election to determine concerning the voting of bonds for the erection of a high school building was offered at a special meeting of the school board Monday evening by Dr. W. E. Royster, and a motion for its adoption made by him and seconded by Chapple. The proposition was discussed by the members, all being present except Davis, but no vote on the motion had been taken when the motion for adjournment was made by Connell and seconded by Tomlinson. The next meeting of the school board will be its regular monthly session on Monday March 4.

The resolution stated it to be the judgment of the school board of District No. 2 composed of Chanute and the school territory attached thereto, that it is necessary that the district be provided with a suitable high school building and grounds, the same not to exceed the estimated cost of \$75,000. It stated that the proper and suitable location for said building is a tract of land described as lots one to nine inclusive in block 9, Alliance addition to Chanute, and that it is necessary to issue bonds as provided by law in a sum not to exceed \$75,000.

The resolution requested that the mayor call an election for the purpose of submitting to the qualified electors of city and school district the question of issuing the bonds that the sense of the voters may be determined concerning the same. According to the resolution the bonds would bear not to exceed 5 percent interest and would be payable not more than 20 years from their date, and should be sold at not less than their par value. It directed the president and clerk to notify the mayor of the board's action and request and that it is the desire of the board that the election be held Tuesday April 2.

Connell stated that he would be unable to attend the meeting for members of school boards at the Southeast Kansas Teachers Association in Independence, the latter part of next week. The board selected Pres. Swank as his substitute but as he indicated that he could not go it is probable that only Royster and Tomlinson will represent Chanute at the school board conference.

TRIBUTE TO FRANCES WILLARD

The audience which heard the address at the Methodist church Sunday evening by Rev. J. R. McFadden on Frances E. Willard were much pleased by the tribute which he paid to the life of one who has been termed the "Unconquered Queen of Purity and Prohibition." Those who were unable to attend on account of the unfavorable weather hope that the address may be repeated. Mr. McFadden had attended school at Evanston, Ill., where he particularly felt the influence of Miss Willard in her home community. He has said that he always felt like lifting his hat when passing the house where Miss Willard lived.

DEATH OF JOHNSON BABY

The sixteen months old baby of Mr. and Mrs. Emory R. Johnson died Sunday at the home, 1720 S. Highland from pneumonia and whooping cough. The funeral service were held at 3 o'clock Mon. afternoon. He was sick in January with pneumonia but had recovered from it until recently it attacked him again in addition to the whooping cough.

Organization Was Effected Friday

Representatives of Clubs Met and Began Planning for a Lecture Course.

An enthusiastic meeting of the representatives of the different organizations of the city which are getting behind the plans for a lecture course for Chanute was held in the office of Jones, Reid & Allen Friday afternoon and a temporary organization effected. C. P. Traxel as president, Mrs. Jas. W. Reid, vice president, Herbert Cavanaugh, secretary, and Jas. A. Allen, treasurer were chosen.

Everyone concerned agrees that only first class talent is to be secured both as regards lecturers and concert companies so that Chanute may be assured of a strong entertainment course next winter. R. E. Morningstar, the field manager of the Mutual Lyceum Bureau met with the committee in the evening and presented the merits of his course. Representatives of two other bureaus will meet with the committee on Monday.

The president was instructed by those present to appoint committees on permanent organization, talent, and on selling tickets. The present representatives of the different organizations interested are as follows: Business men's assn., C. P. Traxel; Commercial Club, Herbert Cavanaugh; Ministerial Alliance, Rev. J. R. McFadden; Y. M. C. A. Dr. O. C. Baird; city schools, J. F. Hughes; Saturday Night Club, Jas. A. Allen; Sorosis, Mrs. T. R. Edwards; Belles Lettres, Mrs. Parks Helmick; Chanute Culture Club, Mrs. B. S. Justice; Tuesday Reading Club, Mrs. J. M. Cavanaugh; Quest Club, Mrs. James W. Reid; St. Cecilia, Mrs. Walter Bodley; Apollo, Miss Besse Gross; W. C. T. U., Mrs. W. H. Latimer.

TWO CASES IN POLICE COURT

A fine of \$10 and costs of \$3.30 were assessed by Police Judge Wilfong last Monday against Dan Purcell for being drunk. Because of inability to pay he was committed to jail. Purcell was arrested by the police in the Santa Fe yards Sunday afternoon. He was in police court on a similar charge not many weeks ago.

Robt. Coleman entered a plea of guilty to the charge of disturbing the peace in the neighborhood of his home, 807 North Santa Fe, by fighting and swearing Sunday afternoon. He settled with the court by paying the \$5 fine and \$3 costs which Judge Wilfong assessed against him.

DUNHAM AVENUE NAME CHANGED

The ordinance for the changing the name of a street in the Dunham addition for a distance of three blocks from Dunham avenue to North Western avenue was passed Monday evening by the council without opposition. An ordinance for the construction of sidewalks on the north side of Sixteenth street and the south side of Ash was placed on first reading and referred to the ordinance committee.

WAS NOT MENINGITIS AT ERIE

The meningitis scare at Erie has passed. The physician who had pronounced the case as such is glad to confess that he was mistaken. School was resumed Monday as usual.

TO MOTHERS—AND OTHERS

You can use Bucklen's Arnica Salve to cure children of eczema, rashes, chafings, scaly and crusted humors, as well as their accidental injuries—cuts, burns, bruises, etc., with perfect safety. Nothing else heals so quickly. For boils, ulcers, old, running or fever sores or piles it has no equal. 25c at All Druggists.

AN INTERESTING RELIC

J. F. Jerzezy, Curiosity Shop at No. 3 N. Lincoln avenue, has a revolver that is supposed to have been owned by the great bandit Jesse James. Mr. Jerzezy became possessed of the gun while in the Loan Broker business. A man came to him and said he was "hard up" and wanted to sell the revolver and Mr. Jerzezy bought it. The man stated that it had originally been the property of Jesse James, but that he had presented it to his partner Texas Jack and the latter when he was captured and sent to prison, had given it away.

The revolver is a big old fashioned Colt's, with six notches cut on the handle and has in rude letters the inscription, "Texas Jack from Jesse James, 1867."

KANSAS THE BEST SCHOOLED

Kansas has more university and college students enrolled in proportion to population than any other state in the Union according to statistics compiled by the University Daily Kansan at Lawrence. The state sends one of its young people to college for every 112 of its inhabitants. This figure is unapproached anywhere in the East. Only Western states, Utah with one in 121, Nebraska with one in 135 and Oregon with one in 160, compare favorably. Indiana is the best educating Eastern state, with one college student out of 163.

The state university, the agricultural college and the state normal each have more than 2000 enrollment, the Kansan adds. If these three were included in one school as is the case in the majority of the states the University of Kansas would be the largest educational institution in the United States, with an enrollment of more than seven thousand.

MORE TIME FOR S. SANTA FE BIDS

Though a bid for the purchase of the tract of land owned by the Santa Fe railroad adjoining South Santa Fe avenue was in the hands of the city clerk Monday evening, it was not opened as Nation, the chairman of the special committee on the proposition, wished for another week's delay. The council adopted the motion offered by him and seconded by Stewart that the street and alley committee circulate a petition among the property owners on the east side of the avenue between Fourteenth and Twenty First streets to make sure of their cooperation with the plan of macadamizing that length of South Santa Fe.

"CHIMES OF NORMANDY" COMING

The Chanute high school has arranged to have the opera "Chimes of Normandy" given in the Hetrick on March 6 Wednesday evening of next week by eighty people from the State Manual Training School at Pittsburg. This is an old and very popular opera and those who have heard it given by the Pittsburg Normal talent are pleased that they have been secured to present it here. The proceeds of the entertainment will go to the high school athletic fund with special reference to securing money for the expenses of the girls' basketball team to Lawrence for the spring tournament.

TAYLOR SECURES ROAD CONTRACT

The contract for building a north and south rock road through the cemetery was awarded by the council Monday night to Perry Taylor for 32 cents per square yard. When the bids were opened and read by the city clerk it was found that that of J. F. Byers who built the east and west road was for 35 cents per yard. The bid of Taylor being the lower and in accordance with specifications the council adopted the motion of Stewart and Hayes that he be given the contract when proper bond should be filed.

Magendley Guilty On One Count

Jury Failed to Convict Him on Charge of Selling Whiskey.

In the state case against J. W. Magendley for the violation of the prohibitory liquor law which occupied the attention of the district court at Erie all day Thursday the jury found him guilty on one count of maintaining a nuisance but failed to convict him of selling whiskey. Nine counts had been filed against him on the latter charge and the state's witnesses testified to having bought whiskey from Magendley by the drink and by the bottle. The defendant however on his behalf denied his guilt and stuck to his statement and the jury failed to believe that he had ever sold any liquor.

Magendley was arrested by the Chanute police on December 23 at his place of business over a Main street store. At the time he was under a \$700 bond to appear in February for the violation of law as charged him in a complaint filed in justice court at the time of his arrest on the evening of the first of last July. His case naturally should have come up at the October term of the district court as he had waived appearance in the justice court on the complaint of July 1. His case had however been continued from the October until the February term of district court. Upon Magendley's arrest in December his surety withdrew the \$700 bond and he had been in the county jail since that time.

TO MAKE UNTRUE ADS A CRIME

The three hundred delegates who attended the fourth annual convention of the Southwestern division of the associated advertising clubs of America at Leavenworth this week heard some interesting doctrine advanced by John Irving Romer of New York City who was one of the chief speakers. He made a plea for state laws to make lying advertisements a misdemeanor. He maintained that advertisements in many cases are written by persons who know nothing of the commodity they would advertise. Besides the enactment of the state laws against dishonest advertising he would have men in his line of business organize grievance or vigilance committees to watch out for infractions of such laws.

COUNCIL APPLYS REVERSE LEVER

Nation brought up the matter of the photographers' license fee before the council Monday evening and stated that Moore should be refunded his money or the other photographers made to comply. Johnson agreed but argued that the ordinance was a mistake because though intended to protect the resident from itinerant photographers it really amounted to an occupation tax upon one class of business men. "As the matter stands now, the ordinance ought to be enforced," said Mayor Beach. "I am ready to vote for its repeal," said Nation. The other councilmen seemed to agree as they adopted without dissent the motion of Johnson and Freeman that the city attorney be instructed to prepare an ordinance repealing the present one concerning licenses for photographers.

